

1  
2  
3  
4  
5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**

7 BOARD OF TRUSTEES OF THE CALIFORNIA )  
8 IRONWORKERS FIELD PENSION TRUST, *et al.*, )  
9 Plaintiffs, )  
10 vs. )  
11 MERCURY STEEL & PLACING, INC., )  
12 Defendant. )  
13

Case No. 2:13-cv-01116-APG-GWF

**ORDER**

14 This matter is before the Court on the Defendant's failure to comply with the Court's order  
15 to retain counsel.

16 This action arose out of Plaintiff's Registration of Foreign Judgment (#1) filed on January  
17 17, 2013. The parties subsequently filed a Stipulation for Judgment Debtor Exam (#8) on July 30,  
18 2014. On October 10, 2013, the Court permitted Defendant's counsel to withdraw and ordered  
19 Defendant to retain new counsel by October 24, 2013. *See Order, Doc. #15.* After Defendant  
20 failed to comply, the Court issued an Order (#16) on November 12, 2013 again instructing  
21 Defendant to retain new counsel by November 23, 2013. On February 4, 2014, the undersigned  
22 ordered Defendant to show cause why, despite the issuance of two court orders, it had not yet  
23 retained counsel. *See Dkt. #18.* At a hearing on the matter, Mr. Traversie, representing Mercury  
24 Steel & Placing, Inc., advised the Court that he was unable to afford counsel and was currently  
25 looking for representation. *See Dkt. #19.* At the same hearing, Plaintiff moved the Court for an  
26 order to conduct a judgment debtor exam. The undersigned gave Defendant thirty days to retain  
27 counsel before permitting Plaintiff to file its amended motion for judgement debtor exam. *Id.* No  
28 action has since been taken in this matter.

1       As the Court has previously stated, a corporation may only appear in federal court through  
2 licensed counsel. *See U.S. v. High Country Broad. Co., Inc.*, 3 F.3d 1244, 1245 (9th Cir. 1993).  
3 Considering that the Plaintiff was instructed to give the Defendant time to find counsel prior to  
4 filing its amended motion for judgement debtor exam and that the Defendant has thrice failed to  
5 comply with the Court's order to retain counsel, the Court will give Plaintiff thirty (30) days within  
6 which to file its amended motion for judgement debtor exam. Absent any further action in this  
7 case, the undersigned will recommend that this case be administratively closed. Accordingly,

8       **IT IS HEREBY ORDERED** that Plaintiff is permitted to file its amended motion for  
9 judgement debtor exam by **October 17, 2014**. Absent further action in this case, the undersigned  
10 will recommend it be administratively closed.

11       DATED this 17th day of September, 2014.

12  
13  
14         
15       

---

  
16       GEORGE FOLEY, JR.  
17       United States Magistrate Judge  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28